

Longoria brought suit because she reasonably feared prosecution and civil penalties as the Harris County Elections Administrator. Both challenged provisions apply to “election officials,” which is defined in the Election Code to include election administrators. *See* Tex. Elec. Code § 1.005(4-a)(C). On July 1, 2022, Longoria resigned her position as Harris County Elections Administrator and is therefore no longer subject to these provisions.

Morgan brought suit because she reasonably feared prosecution as a Volunteer Deputy Registrar. In addition to election officials, Section 276.016(a)(1) also applies to “public officials,” which is left undefined in the Election Code. On June 10, 2022, the Texas Supreme Court ruled that, at least for purposes of this case, Morgan is not a public official. She is therefore not subject to the provision.

Dated: July 1, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that on July 1, 2022, the foregoing document was filed electronically with the United States District Court for the Western District of Texas via CM/ECF. As such, this Notice of Dismissal of Complaint was served on all counsel who have consented to electronic service.

/s/ *Ethan J. Herenstein*
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